

REMARKS

Claims 38, 39 and 41-46 were previously pending in this application. Claim 41 has been allowed.

By this amendment, claims 38, 39, and 42 have been amended to overcome the prior art.

Claim 39 was also amended to correct a typographical error. Specifically, “-C=N” should be “-C≡N”. Support for this amendment is found in the specification as filed, for example, on page 14, lines 19-20, and page 17, line 12.

As a result, claims 38, 39, and 41-46 are pending with claims 38 and 41 being independent claims. No new matter has been added.

Rejections Under 35 U.S.C. §102

Claims 38, 42, and 44-46 are rejected under 35 U.S.C. §102(b) as being anticipated by Langer et al. Claims 38, 39, 42 and 44-46 are rejected as being anticipated by Effenberger et al. Applicants have amended claims 38, 39 and 42 to overcome the prior art. As currently amended, claims 38, 39, 42 and 44-46 are not anticipated by the prior art. Accordingly, Applicants respectfully request that the rejections under 35 U.S.C. §102(b) be withdrawn.

CONCLUSION

In view of the foregoing amendments, remarks and arguments, Applicants respectfully request reconsideration of the claims. This application should now be in condition for allowance. A notice to this effect is respectfully requested. The Examiner is requested to call the undersigned at the telephone number listed below if this communication does not place the case in condition for allowance.

If this response is not considered timely filed and if a request for an extension of time is otherwise absent, Applicant hereby requests any necessary extension of time. Please charge any fee occasioned by this response, including an extension fee to Deposit Account No. 23/2825.

Respectfully submitted,
Halbrook et al., Applicants

By: 

Roque El-Hayek, Reg. No. 55,151
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2206
Telephone: (617) 646-8000

Docket No.: N0260.70067US01
Date: November 18, 2005
x11/18/05x